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5	UNITED STATES DISTRICT COURT		
	DISTRICT OF NEVADA		
6		C N 222 00000 LAD MOD	
	UNITED STATES OF AMERICA,	Case No. 2:23-cr-00020-JAD-VCF	
7	Plaintiff,	Stipulation to Continue Motion Deadlines	
		-	
8	VS.		
	ROBERT LAMON POLK,		
9			
	Defendant.		
10	It is hereby stipulated and agreed by a	and between Jason M. Frierson, United States	
	it is hereby supulated and agreed, by a	and between buson ivi. I fieldon, Officed States	
l1	Attorney, and Melanee Smith, Assistant U	Inited States Attorney, counsel for the United States o	
	America, and Rene L. Valladares, Federa	l Public Defender, and Aden Kebede, Assistant	
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_	Federal Public Defender, counsel for Robert Lamon Polk, that the previously ordered deadline		
L3	for the Government's response to defenda	nt's motions to suppress he vacated and that the	
	for the Government's response to defendant's motions to suppress be vacated and that the		
L4	Government shall have to and including August 28, 2023 within which to file it's response. The		
	narties further stimulate and agree that the	defendant shall have to and including September 4,	
15	parties farther supulate and agree that the	detendant shan have to and mercomy september 1,	
	2023 within which to file his reply motion.		
16	The Stipulation is entered into for the	following reasons:	
	The supulation is effected into for the	ionowing reasons.	
$\lfloor 7 \mid$	1. The parties are currently engaged i	n negotiations to resolve the matter. If the matter is	
	resolved, it will obviate the need fo	ar pretrial litigation	
18	resorved, it will obviate the need to	n premiai nuganon.	
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1	2. The parties are discussing matters related to discovery which could have an impact on		
2	any pretrial litigation.		
	3. The defendant is not incarcerated	and does not object to the continuance.	
3	4. The parties agree to the continuant	ce.	
4	5. The additional time requested here	ein is not sought for purposes of delay, but merely to	
5	allow the parties to resolve the ma	tter or any issues related to pretrial litigation.	
6	6. Additionally, denial of this request	t for continuance could result in a miscarriage of	
0	justice. The additional time reques	sted by this Stipulation is excludable in computing the	
7	time within which the trial herein must commence pursuant to the Speedy Trial Act, Tit		
8	18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18,		
9	United States Code, Section 3161(h)(7)(B)(i), (iv).		
	This is the third stipulation to continue motion deadlines filed herein.		
10	Dated: July 25, 2023		
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10	JASON M. FRIERSON United States Attorney	RENE L. VALLADARES Federal Public Defender	
13	/s/ Melanee Smith	/s/ Aden Kebede	
14	MELANEE SMITH Assistant United States Attorney	ADEN KEBEDE Assistant Federal Public Defender	
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UNITED STATES DISTRICT COURT 1 **DISTRICT OF NEVADA** 2 UNITED STATES OF AMERICA, Case No. 2:23-cr-00020-JAD-VCF Findings of Fact, Conclusions of Law, and Order Plaintiff, 3 VS. 4 ROBERT LAMON POLK, 5 Defendant. 6 **FINDINGS OF FACT** 7 Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that: 8 1. The parties are currently engaged in negotiations to resolve the matter. If the matter is 9 resolved, it will obviate the need for pretrial litigation. 10 2. The parties are discussing matters related to discovery which could have an impact on any pretrial litigation. 11 3. The defendant is not incarcerated and does not object to the continuance. 12 4. The parties agree to the continuance. 13 5. The additional time requested herein is not sought for purposes of delay, but merely to allow the parties to resolve the matter or any issues related to pretrial litigation. 14 6. Additionally, denial of this request for continuance could result in a miscarriage of 15 justice. The additional time requested by this Stipulation is excludable in computing the 16 time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, 17 United States Code, Section 3161(h)(7)(B)(i), (iv). 18

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**CONCLUSIONS OF LAW** 1 The ends of justice served by granting said continuance outweigh the best interest of the 2 public and the defendant in a speedy trial, since failure to grant said continuance would be likely 3 to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into 4 account the exercise of due diligence. 5 The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United 6 States Code, Section 3161(h)(7)(A), when considering the factors under Title 18, United States 7 Code, Section 3161(h)(7)(B)(i), (iv). **ORDER** 8 IT IS THEREFORE ORDERED that the government shall have to and including August 9 28, 2023, to file its response to the defendant's motions to suppress. 10 IT IS FURTHER ORDERED that the defendant shall have to and including September 4, 2023, to file his reply. 11 12 DATED this 26th day of July 2023. 13 14 UNITED STATES DISTRICT JUDGE 15 16 17 18 19